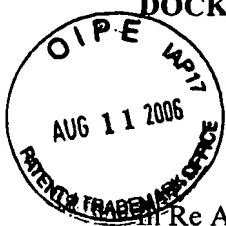


3627



DOCKET NO.: IVOO-0002

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:  
**Charles Eric Hunter and**

**John H. Hebrank**

Application No.: **09/493,854**

Filing Date: **January 28, 2000**

For: **MUSIC DISTRIBUTION SYSTEM**

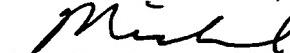
Confirmation No.: **2737**

Group Art Unit: **3627**

Examiner: **Gerald J. O'Conner**

DATE OF DEPOSIT: **August 9, 2006**

I HEREBY CERTIFY THAT THIS PAPER IS BEING  
DEPOSITED WITH THE UNITED STATES POSTAL  
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P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.

  
TYPED NAME: **Michael D. Stein**  
REGISTRATION NO.: **34,734**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RECEIVED**

AUG 17 2006

**GROUP 3627**

**TRANSMITTAL LETTER**

- A Preliminary Amendment.
- A Reply Responsive to the Office Action Dated \_\_\_\_\_.
- A Reply Supplemental to the Paper filed \_\_\_\_\_.
- A Substitute Specification (pages 1 - \_\_\_\_\_) in clean form.
  - A substitute specification (pages 1 - \_\_\_\_\_) with markings.
- An Abstract is enclosed.
- replacement sheets of drawings are enclosed comprising figures \_\_\_\_\_.
- Request is hereby made to accept black and white photograph(s) in this case, as they are the only practicable medium for illustrating the claimed invention. One (1) set of black and white photographs comprising figure(s) \_\_\_\_\_ is submitted herewith.

- Petition is hereby made to accept drawing(s)/photograph(s) in this case.
- Three (3) sets of color drawing(s)/photograph(s) and black and white photocopy that accurately depicts to the extent possible, the subject matter shown in the color drawing(s)/photograph(s), are enclosed, comprising figures
- An amendment to the first paragraph in that portion of the Brief Description of the Drawings is also enclosed herewith advising that the patent contains at least one drawing/photograph in color.
- A Certified Copy of each of the following applications: \_\_\_\_\_ is enclosed.
- An Assignee Power of Attorney is enclosed.
- Information Disclosure Statement.
  - Attached Form 1449.
  - A copy of each reference as listed on the attached Form PTO-1449 is enclosed herewith.
- A Terminal Disclaimer is attached.
- Appendices as follows:
- Other: Communication re Information Disclosure Statement
- No Additional Fee is Due.**
- Applicant(s) has previously claimed small entity status under 37 CFR § 1.27.
- Applicant(s) by its/their undersigned attorney, claims small entity status under 37 CFR § 1.27 as
- This application is no longer entitled to small entity status. It is requested that this be noted in the files of the U.S. Patent and Trademark Office.

	REMAINING AFTER AMENDMENT	HIGHEST PAID FOR	EXTRA	RATE	SMALL ENTITY FEE	NOT SMALL ENTITY RATE	NOT SMALL ENTITY FEE
TOTAL CLAIMS	13	97	0	\$25 EACH	\$	\$50 EACH	\$0.00
INDEP. CLAIMS	2	6	0	\$100 EACH	\$	\$200 EACH	\$0.00
FIRST PRESENTATION OF MULTIPLE DEPENDENT				\$180	\$	\$360	\$
<input type="checkbox"/> ONE MONTH EXTENSION OF TIME				\$60	\$	\$120	\$
<input type="checkbox"/> TWO MONTH EXTENSION OF TIME				\$225	\$	\$450	\$
<input type="checkbox"/> THREE MONTH EXTENSION OF TIME				\$510	\$	\$1020	\$
<input type="checkbox"/> FOUR MONTH EXTENSION OF TIME				\$795	\$	\$1590	\$
<input type="checkbox"/> FIVE MONTH EXTENSION OF TIME				\$1080	\$	\$2160	\$
<input type="checkbox"/> LESS ANY EXTENSION FEE ALREADY PAID				minus	(\$ )	minus	(\$ )
<input type="checkbox"/> TERMINAL DISCLAIMER				\$65	\$	\$130	\$
<input type="checkbox"/> OTHER FEE OR SURCHARGE AS FOLLOWS:							
TOTAL FEE DUE					\$		\$0.00

- A check in the amount of \$ .00 is attached. Please charge any deficiency or credit any overpayment to Deposit Account 23-3050.
- Please charge Deposit Account No. 23-3050 in the amount of .00. This sheet is attached in duplicate.
- The Commissioner is hereby authorized to charge any deficiency or credit any overpayment of the fees associated with this communication to Deposit Account No. 23-3050.
- Petition is hereby made under 37 CFR § 1.136(a) (fees: 37 CFR § 1.17(a)(1)-(4)) to extend the time for response to the Office Action of to and through comprising an extension of the shortened statutory period of month(s).

**DOCKET NO.: IVOO-0002**

**PATENT**

- The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to Deposit Account 23-3050. This sheet is provided in duplicate.

Date: August 9, 2006

  
Michael D. Stein  
Registration No. 34,734

Woodcock Washburn LLP  
One Liberty Place - 46th Floor  
Philadelphia PA 19103  
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Facsimile: (215) 568-3439

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**DOCKET NO.: IVOO-0002**

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**In Re Application of:**

**Charles Eric Hunter and John H. Hebrank**

**Application No.: 09/493,854**

**Filing Date: January 28, 2000**

**For: MUSIC DISTRIBUTION SYSTEM**

**Confirmation No.: 2737**

**Group Art Unit: 3627**

**Examiner: Gerald J. O'Connor**

Commissioner for Patents

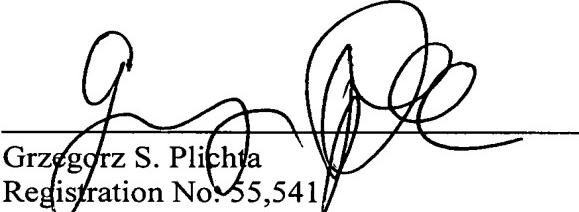
P.O. Box 1450

Alexandria, VA 22313-1450

**NOTIFICATION OF LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS  
(37 CFR 1.28(b))**

Applicant hereby notifies the Patent and Trademark Office that it is no longer entitled to status as a Small Entity, and that the claim for Small Entity status as set forth on **January 28, 2000**, is hereby withdrawn.

Date: December 13, 2006

  
Grzegorz S. Plichta  
Registration No. 55,541

Woodcock Washburn LLP  
Cira Centre  
2929 Arch Street, 12<sup>th</sup> Floor  
Philadelphia PA 19104-2891  
Telephone: (215) 568-3100  
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1. U.S. Patent and Trademark Office receipt stamped Utility Patent Application Transmittal form dated January 28, 2000.
2. Transmittal Letter For Patent Application dated January 28, 2000.
3. Application dated January 28, 2000.
4. Filing Receipt dated May 23, 2000. ✓
5. Executed Declaration and Power of Attorney. ✓
6. Preliminary Amendment dated October 15, 2001.
7. Office Action (~~Restriction Requirement~~) dated November 27, 2001.
8. Revocation and Power of Attorney and Grant of New Power of Attorney dated December 21, 2001.
9. Notice Regarding Power of Attorney dated January 3, 2002.
10. Office Action (Restriction Requirement) dated January 15, 2002.
11. Petition for Extension of Time and date stamped return receipt postcard dated March 15, 2002.
12. Transmittal Letter and Preliminary Amendment dated March 15, 2002.
13. Response to Restriction Requirement dated March 15, 2002.
14. Non-Final Office Action dated March 29, 2002.
15. Information Disclosure Statement and stamped return receipt postcard dated July 24, 2002.
16. Transmittal Letter, Amendment with Request for Extension of Time and date stamped return receipt postcard dated July 29, 2002.
17. Final Rejection dated October 16, 2002.
18. Supplemental Information Disclosure Statement and date stamped return receipt postcard dated December 10, 2002.

19. Petition for Extension of Time and Notice of Appeal dated April 16, 2003.
20. Request for Continued Examination and facsimile confirmation dated November 11, 2003.
21. Communication Dismissing Appeal dated December 11, 2003.
22. Fee Transmittal, Credit Card Payment Form, Petition for Revival of an Application for Patent Abandoned Unavoidably dated January 27, 2004.
23. Petition to Revive with and date stamped return receipt postcard dated October 25, 2004.
24. Assignee Power of Attorney and return receipt postcard dated December 3, 2004.
25. Notice of Acceptance of Power of Attorney and Notice Regarding Change of Power of Attorney dated May 10, 2005.

DOCKET NO.: IVOO-0002

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

**Charles Eric Hunter and John H. Hebrank**

**Confirmation No.: 2737**

**Serial No.: 09/493,854**

**Group Art Unit: 3627**

**Filing Date: January 28, 2000**

**Examiner: Gerald J. O'Connor**

**For: MUSIC DISTRIBUTION SYSTEM**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**COMMUNICATION**

Pursuant to request of the Examiner, attached are copies of the above-identified file documents as list on pages 2 and 3 in replacement of the file misplaced at the Office.

Date: December 13, 2006  
09/25/2007 EXELXN 0000023 238056 07133334  
09/25/2007 1005.00 D6  
09/25/2007 335.00 D9

  
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